

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA

IN RE:

Mark R. Mavis,

Case No. BKY 04-41383

Chapter 13 Case

Debtor(s)

NOTICE OF HEARING AND MOTION TO  
CONFIRM MODIFIED CHAPTER 13 PLAN

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TO: The Chapter 13 Trustee, the U.S. Trustee, and the other entities specified in Local Rule 303(D)(1):

1. The debtor(s) moves the Court for the relief requested below and gives notice of hearing.
2. The Court will hold an evidentiary hearing on the motion at 2:30 p.m. on September 2, 2004, in Courtroom 7 West, U.S. Courthouse, 300 S. 4<sup>th</sup> Street, Minneapolis, MN, 55415, before Judge Robert J. Kressel.
3. Any response to this motion must be filed and delivered not later than June 24, 2004, per the Court's order dated June 3, 2004.
4. The Court has jurisdiction under this motion pursuant to 28 U.S.C. secs. 157 and 1334, Bankruptcy Rule 5005 and Local Rule 201. This proceeding is a core proceeding. The petition commencing this Chapter 13 case was filed on March 16, 2004.
5. This motion arises under 11 U.S.C. sec. 1323 and Bankruptcy Rule 3020. This motion is filed under Bankruptcy Rule 9014 and Local Rule 1201-1215. Movant requests the confirmation of the Modified plan dated June 16, 2004. A copy of the plan is annexed hereto.
6. Debtor proposes this modified plan to comport with the claims filed by creditors in this case, specifically the IRS and Wells Fargo Home Mortgage. Debtor is confident that he will be able to make the increased monthly payment due to a substantial increase in income. Debtor also believes that he will be able to sustain this level of income for the duration of the plan. The debtor requests that the Court confirm the modified plan.

RESPECTFULLY SUBMITTED:

KINGSBURY & ASSOCIATES, LTD.

Dated: June 17, 2004

BY: /e/ Dana A. Dullum  
Dana A. Dullum  
Attorney for Debtor  
14827 Energy Way  
Apple Valley, MN 55124  
(952) 432-4388

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA**

Mark R. Mavis,

Debtor(s)

**UNSWORN DECLARATION OF  
PROOF OF SERVICE**

Case No. BKY 04-41383

I, Dana A. Dullum, of the law firm of Kingsbury & Associates, Attorneys licensed to practice law in this Court, with an office address of 14827 Energy Way, Apple Valley MN, 55124, declare that on June 17, 2004, I served the annexed Modified Plan and Notice of Hearing & Motion to Confirm Modified Plan upon each of the entities named below either personally (as indicated), by fax, or by mailing to each of them a copy thereof by enclosing same in envelope with first class postage prepaid and depositing same in the post office at Apple Valley, MN, addressed to each of them as follows:

**Copy to Debtor:**

Mark R. Mavis  
19085 Homestead Circle (via fax)  
Eden Prairie, MN 55346

**Copy to United States Trustee:**

United States Trustee  
1015 U.S. Courthouse (via facsimile)  
300 South 4th St.  
Mpls, MN 55415

**Copy to Trustee:**

Jasmine Z Keller  
12 S 6<sup>th</sup> St. Ste 310 (via facsimile)  
Mpls, MN 55402

**Copy to Creditor:**

IRS  
c/o Roylene A. Champeaux (via fax)  
300 S. 4<sup>th</sup> St. #600  
Minneapolis, MN 55415

**Copy to Creditor:**

Wells Fargo Home Mortgage  
c/o Paul A. Weingarden (via fax)  
4500 Park Glen Rd. #310  
Minneapolis, MN 55416

**Copy to Creditor:**

Real Financial Center  
c/o Linda J. Jungers (via fax)  
430 Oak Grove St. #200  
Minneapolis, MN 55403

**Copy to all Creditors:** \*See attached List  
and I declare, under penalty of perjury, that the foregoing is true and correct.

Date: June 17, 2004

Signed: /e/ Dana A. Dullum  
Dana A. Dullum

ALEGIS GROUP  
PO BOX 10497  
GREENVILLE SC 29603

GMAC  
3500 W 80TH ST #300  
MINNEAPOLIS MN 55431

IRS  
316 N ROBERT ST #320  
ATTN STOP 5700EG  
ST PAUL MN 55101

MINNEGASCO  
PO BOX 1297  
MPLS MN 55472

MN DEPT OF REVENUE  
551 BKY SECTION CEU DEPT  
PO BOX 64447  
ST PAUL MN 55164-0447

REAL FINANCIAL CENTER  
PO BOX 1197  
MPLS MN 55440

THOMAS J REITER ESQ  
6 WEST 5TH ST 7TH FLOOR  
ST PAUL MN 55102-1420

WELLS FARGO HOME MORTGAGE  
PO BOX 6417  
CAROL STREAM IL 60197

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA

In re:

Mark R. Mavis

Debtor(s).

**SIGNATURE DECLARATION**

Case No. 04-41383

- ☐ PETITION, SCHEDULES & STATEMENTS  
☐ CHAPTER 13 PLAN  
☐ SCHEDULES AND STATEMENTS ACCOMPANYING VERIFIED CONVERSION  
☐ AMENDMENT TO PETITION, SCHEDULES & STATEMENTS  
☒ MODIFIED CHAPTER 13 PLAN  
☒ OTHER (Please describe: NOTICE OF HEARING AND MOTION TO CONFIRM MODIFIED PLAN)

I [We], the undersigned debtor(s) or authorized representative of the debtor, *make the following*  
*declarations under penalty of perjury:*

- The information I have given my attorney and provided in the electronically filed petition, statements, schedules, amendments, and/or chapter 13 plan, as indicated above, is true and correct;
- The information provided in the "Debtor Information Pages" submitted as a part of the electronic commencement of the above-referenced case is true and correct;
- **[individual debtors only]** If no Social Security Number is included in the "Debtor Information Pages" submitted as a part of the electronic commencement of the above-referenced case, it is because I do not have a Social Security Number;
- I consent to my attorney electronically filing with the United States Bankruptcy Court my petition, statements and schedules, amendments, and/or chapter 13 plan, as indicated above, together with a scanned image of this Signature Declaration and the completed "Debtor Information Pages," if applicable; and
- **[corporate and partnership debtors only]** I have been authorized to file this petition on behalf of the debtor.

Date: 6/16/04

☒ [Signature]  
Signature of Debtor or Authorized Representative

Mark R. Mavis

Printed Name of Debtor or Authorized Representative

☒ N/A  
Signature of Joint Debtor

N/A  
Printed Name of Joint Debtor